# **Michigan Commission on Law Enforcement Standards**

# **Commission Meeting Minutes**

June 5, 2007

**MCOLES Offices, Lansing, Michigan** 

#### MCOLES MEMBERS PRESENT:

Sheriff Gene Wriggelsworth, representing the Michigan Sheriffs' Association

Mr. John Buczek, representing the Fraternal Order of Police

Mr. Jim DeVries, representing the Police Officers Association of Michigan

Lt. Col. Timothy Yungfer, representing Colonel Peter C. Munoz, Michigan State Police

Mr. Bill Dennis, representing the Attorney General Mike Cox

Chief Richard Mattice, representing the Michigan Association of Chiefs of Police

Mr. David Morse, representing the Prosecuting Attorneys Association of Michigan

Deputy Chief Deborah Robinson, representing Chief Ella M. Bullly-Cummings, Detroit Police Department

Mr. Raymond Beach, Executive Director

Mr. Tom Furtaw, Commission Counsel

#### MCOLES MEMBERS PRESENT BY TELEPHONE:

Chief Doreen Olko, representing the Michigan Association of Chiefs of Police Director Kurt Jones, representing the Michigan Association of Chiefs of Police Trooper Michael Moorman, representing the Michigan State Police Troopers Association Sheriff Robert Pickell, representing the Michigan Sheriffs' Association

#### **COMMISSION MEMBERS EXCUSED:**

Prof. Ron Bretz, representing the Criminal Defense Attorneys of Michigan Sheriff James Bosscher, representing the Michigan Sheriffs' Association Officer Richard Weaver, representing the Detroit Police Officers Association

#### **COMMISSION STAFF PRESENT:**

Ms. Hermina Kramp

Ms. Cheryl Hartwell

Mr. David King

## **GUESTS** (signing in):

There were no guests.

## **CALL TO ORDER:**

The Commission Meeting was called to order by Chairman Gene Wriggelsworth at 10:04 a.m. at the MCOLES Offices in Lansing, Michigan.

A roll call attendance was taken to establish attendance for Commission action during the meeting.

### **NEW BUSINESS:**

<u>Revocations/Contested Cases</u> – Mr. Tom Furtaw presented the following cases recommending the Commission consider the proofs, finding of facts, and conclusions of law found in the "Proposal for Decision" issued by Administrative Law Judge (ALJ) Michael Zimmer in the cases as grounds to issue a final decision and order revoking the law enforcement licenses of these officers.

Sheriff Wrigglesworth explained that he must recuse himself from the first case to be presented for Commission action as this officer was employed and released from his agency which resulted in the investigation. He asked Vice Chairman John Buczek to take over the meeting.

Mr. Buczek asked Mr. Furtaw to proceed with the first case.

Kevin Naughton, Docket #2007-118 – Mr. Naughton appeared before ALJ Zimmer on March 29, 2007. Mr. Naughton was found to have established by a preponderance of the evidence repeatedly made materially false statements regarding his prior drug use during the licensing process. ALJ Zimmer also found that Mr. Naughton violated Section 9b of Public Act 203, 1965 as amended, being MCL 28.609b, which allows MCOLES to revoke Mr. Naughton's license for making a materially false statement or committing fraud during the application for license process.

A **MOTION** was made by Mr. DeVries and supported by Mr. Morse to concur with the finding of facts and conclusion of law by administrative law Judge Zimmer in

this case and to issue a Final Decision and Order revoking the law enforcement license of Mr. Kevin Naughton.

A roll-call **VOTE** was taken.

Director Kurt Jones – yes
Trooper Michael Moorman – yes
Lt. Colonel Timothy Yungfer – yes
Deputy Chief Deborah Robinson – yes
Mr. Jim DeVries – yes
Mr. John Buczek - yes

Chief Doreen Olko – yes Sheriff Robert Pickell – yes Mr. Bill Dennis – yes Chief Richard Mattice – yes Mr. David Morse – yes

The **MOTION** carried unanimously.

Vice Chair Buczek turned the meeting back over to Chairman Wriggelsworth for the remainder of the agenda.

<u>Dahood Ali, Docket #2007-118</u> – Mr. Dahood was convicted by jury on May 5, 2006 of two counts of Criminal Sexual Conduct 2<sup>nd</sup> Degree (MCL 750.520c) and one count of Child/Accost/Immoral Purposes (MCL 750.145a). He was convicted in the 3<sup>rd</sup> Circuit Court in Wayne County.

A **MOTION** was made by Lt. Colonel Yungfer and supported by Mr. Dennis to concur with the finding of facts and conclusion of law by administrative law Judge Zimmer in this case and to issue a Final Decision and Order revoking the law enforcement license of Mr. Dahood Ali.

A roll-call **VOTE** was taken.

Director Kurt Jones – yes
Trooper Michael Moorman – yes
Sheriff Gene Wriggelsworth – yes
Mr. Bill Dennis – yes
Chief Richard Mattice – yes
Mr. David Morse – yes

Chief Doreen Olko – yes
Sheriff Robert Pickell – yes
Lt. Colonel Timothy Yungfer – yes
Deputy Chief Deborah Robinson – yes
Mr. Jim DeVries – yes
Mr. John Buczek - yes

The **MOTION** carried unanimously.

<u>Michael Bridson Update</u> - Mr. Furtaw advised the Commission that Mr. Michael Bridson, whose law enforcement license was revoked by the Commission, has filed an appeal in the Ingham County Circuit Court. Mr. Bridson is seeking interlocutory

relief, which is not a remedy available to him as prescribed by law. After the certified record is submitted to the Court, Mr. Furtaw will file a Motion to Dismiss. Mr. Furtaw stated that the court may turn the appeal into an appeal of the final decision. He will keep the Commission updated as this appeal progresses.

ADJOURNMENT:	
A <b>MOTION</b> was made by Mr. Buczek and supported by Lt. Col. meeting.	Yungfer to adjourn the
A VOTE was taken. The MOTION carried.	
The meeting was adjourned at 10:14 am.	
APPROVED BY	_ON
WITNESSED RY	ON